

UNITED STATE DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CASE NO. 07 CV 3131

ROBERT MALONEY and PATRICIA MALONEY,

Plaintiffs,

- against -

**AFFIDAVIT OF SERVICE
OF SUMMONS AND
COMPLAINT**

**THE CITY OF NEW YORK and AMEC CONSTRUCTION ,
MANAGEMENT, INC., ET AL.,**

Defendants.

STATE OF NEW YORK, COUNTY OF NEW YORK SS:

The undersigned, being duly sworn, deposes and says: deponent is not a party herein, is over 18 years of age with a business address at 120 Broadway, New York, New York 10271.

That on **APRIL 24, 2007 at 1:29 P.M.** at **100 CHURCH STREET, NEW YORK, NEW YORK**
deponent served the within **SUMMONS AND COMPLAINT** on: **THE CITY OF NEW YORK**

_____ Individual by delivering a true copy of each to said defendant personally; deponent knew the person so served to be the person described as said defendant therein.

XXXX Corporation a municipal corporation, by delivering thereat a true copy of each to **MS. SANTANA** personally, deponent knew said corporation so served to be the corporation described in said **SUMMONS AND COMPLAINT** as said defendant and knew said individual to be **DOCKETING CLERK** thereof

_____ Suitable Age by delivering ther at a true copy of each to _____ a person of suitable age and discretion. Said premises is Person defendant's - actual place of business, dwelling place, usual place of abode within the state.

_____ Affixing to by affixing a true copy of each to the door of said premises, which is defendant's actual place of business - dwelling place - usual Door, etc. place of abode - within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and and discretion thereat, having called there

Mailing to Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to Residence use with defendant at defendant's last known residence, at _____ and deposited said envelope 3 or 4 In an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. Mailing to business Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly Use with 3 or 4 addressed to defendant at defendant's actual place of business at _____ In an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Person and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the defendant.

Description	_____ Male	_____ White Skin	XXX Black Hair	_____ White Hair	_____ 14-20 Yrs.	_____ Under 5"	_____ Under 100 lbs
Use with 1, 2 or 3	XXX Female	_____ Black Skin	_____ Brown Hair	_____ Balding	_____ 21-35 Yrs.	_____ 5'0" 5'3"	XXX 100-130 lbs
		_____ Yellow skin	_____ Blond Hair	_____ Mustache	XXXX 36-50 Yrs.	XXX 5'4" 5'8"	_____ 131-160 Lbs.
		XXX Brown skin	_____ Gray Hair	_____ Beard	_____ 51-65 Yrs.	_____ 5'9"-6'0"	_____ 161-200 Lbs.
		_____ Red skin	_____ Red Hair	_____ Glasses	_____ Over 65 Yrs.	_____ Over 6"	_____ Over 200 Lbs.

Other identifying features:

Use in NYC The words "CONSUMER CREDIT TRANSACTION" were properly displayed at the top of the summon(es) and the additional legend was Civil Ct. printed in not less than 12 point bold upper case type on the summons(es) pursuant to 22 NYCRR §208.6(d) and (f). Military Service I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal Statutes.

Sworn to before me this 24TH day of APRIL, 2007.

NOTARY PUBLIC

BARBARA STERLING
Notary Public, State of New York
No. 24-4962776
Qualified in Kings County
Commission Expires 02-26-10

KENNETH GRAHAM

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License No